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Restaurant Group, LLC; KMS/Fisherman's Wharf  
Limited Partnership; and KHP Legacy Hotels,  
LLC

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

ARTURO SANCHEZ HERNANDEZ,

Plaintiff,

v.

KIMPTON HOTEL AND RESTAURANT  
GROUP, LLC; KMS/FISHERMAN'S  
WHARF LIMITED PARTNERSHIP, KHP  
LEGACY HOTELS, LLC, dba TUSCAN INN  
AND CAFÉ PESCATORE; and DOES TWO  
through TWENTY, inclusive,

Defendants.

No.: CV 11 5532 CRB

**STIPULATION AND ORDER TO  
CONTINUE SEPTEMBER 28, 2012  
CASE MANAGEMENT  
CONFERENCE**

1 The Parties in the above-entitled action jointly submit this Stipulation and Proposed  
2 Order and request the Court to adopt it as the Order in this case.

3 WHEREAS, this Court scheduled a Further Case Management Conference in the above  
4 referenced matter for September 28, 2012 at 8:30 a.m.

5 WHEREAS, the Parties are in communication and are engaging in settlement discussions  
6 in an effort to resolve this suit;

7 WHEREAS, the Parties have selected a mediator for this matter and scheduled a private  
8 mediation to occur on October 24, 2012;

9 WHEREAS, the Parties have agreed to continue the Further Case Management  
10 Conference until after the mediation has taken place, to November 9, 2012 at 8:30 a.m. or to a  
11 date and time convenient to the Court;

12 THEREBY, the Parties stipulate to and respectfully request a continuance of the  
13 upcoming Case Management conference from September 28, 2012 to November 9, 2012; the  
14 Joint Case Management statement would be due on November 2, 2012. The Parties will use the  
15 intervening period to participate in the scheduled private mediation and negotiate in good faith to  
16 try and resolve the lawsuit.

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18 Respectfully submitted,

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20 Dated: September 19, 2012

Rachael Langston  
THE LEGAL AID SOCIETY—EMPLOYMENT  
LAW CENTER

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23 By: /s/ Rachael Langston  
RACHAEL LANGSTON  
Attorney for Plaintiff  
24 ARTURO SANCHEZ HERNANDEZ  
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1 Dated: September 19, 2012

Meghan Ashley Wharton  
STOKES ROBERTS & WAGNER

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3 By: /s/ Meghan Ashley Wharton  
PETER B. MARETZ  
MEGHAN ASHLEY WHARTON  
4 Attorney for Defendants  
KIMPTON HOTEL AND RESTAURANT  
5 GROUP, LLC; KMS/FISHERMAN'S  
WHARF LIMITED PARTNERSHIP, KHP  
6 LEGACY HOTELS, LLC, dba TUSCAN  
INN AND CAFÉ PESCATORE  
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**ORDER**

For good cause shown and pursuant to the Stipulation of the Parties, it is hereby ordered that the Case Management Conference will be continued and shall be held on November 9, 2012 in the event that the parties are not able to successfully settle the case. The parties shall file a Joint Case Management Conference Statement at least one week prior to the Conference.

Dated: September 24, 2012

